

Dos Palos—Oro Loma

Joint Unified School District

2041 Almond Street, Dos Palos, California 93620
Telephone (209) 392-6101 ♦ Fax (209) 392-3347

July 25, 2006

Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Room TW-A325
Washington, DC 20554

**IN THE MATTER OF REQUEST FOR REVIEW OF DECISIONS
OF THE UNIVERSAL SERVICE ADMINISTRATOR AND
REQUEST FOR WAIVER OF FCC DEADLINES
BY DOS PALOS - ORO LOMA JOINT UNIFIED SCHOOL DISTRICT**

CC Docket Nos. 96-45 and 02-6

Applicant: Dos Palos - Oro Loma Joint Unified School District
Billed Entity Number: 144031
Form 471 Application Number: 431418
Funding Request Numbers: 1198479, 1198522, 1198570

Applicant's Contact Information:

Chris Higle
Information Systems Director
Dos Palos-Oro Loma Joint Unified School District
2041 Almond Street
Dos Palos, California 93620
Phone: (209) 392-1340
Fax: (209) 392-0172
Email: chigle@dpol.net

INTRODUCTION

Dos Palos - Oro Loma Joint Unified School District (the "District") respectfully requests the Commission review and reverse the decisions of the Universal Service Administrative Company, Schools and Libraries Division ("USAC") dated February 14, 2006, and May 26, 2006, or, in the alternative, grant the District a waiver of certain FCC filing deadlines consistent

Governing Board

Joe Castillo ♦ Albert Catrina ♦ Paul Goodman ♦ Norma Nordstrom ♦ Thomas Pigg ♦ David Pruitt ♦ Dewayne Weigel

with the Commission's past decisions and orders in the *Shiprock Alternative High School* and *Bishop Perry Matters*.¹

Specifically, District seeks a waiver of the implementation deadline for non-recurring services on the grounds that when the District needed to extend the delivery date for services owing to circumstances beyond its control, the District was misled by others, including the vendor, SBC DataComm ("SBC"), and even by USAC's own forms and instructions, into mistakenly believing that the filing of a Form 500 would extend the deadline for non-recurring services.

FACTUAL AND PROCEDURAL HISTORY

Dos Palos-Oro Loma Joint Unified is a small, rural school district. Over 70% of the District's students are Hispanic and over 75% of the students qualify for Free or Reduced Meal Programs. Over 37% of the students are classified as English Learners. The District qualified for 90% funding through the E-RATE program and attempted to utilize the program during the 2004-2005 school year to upgrade a substandard network to deliver Internet access to class rooms. Without the assistance provided by the E-RATE program, the District would never have been able to provide the benefit of this upgraded technology to its students.

After the District received confirmation of the amounts for which it would qualify,² the District contracted with SBC, a local service provider, to supply the much needed equipment and installation services. By late August of 2005, it became apparent that for reasons beyond the District's control, such as order processing delays and construction delays, SBC was running dangerously behind schedule, and at that time, it appeared likely that SBC would be unable to finalize the installation prior to the September 30, 2005 deadline.³

After consulting with Dwyane Stafford of SBC, the District determined that it needed to extend the contract deadline a second time by filing a FORM 500 and that such filing would also extend the service delivery deadline. The District promptly completed and transmitted a

¹ *Request for Waiver of the Decision of the Universal Service Administrator by Shiprock Alternative High School*, CC Docket No. 02-6, File No. SLD-299171, released November 18, 2005 and *Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School*, CC Docket No. 02-6, File Nos. SLD-487170, *et al.*, released May 19, 2006.

² USAC Funding Commitment Decision Letter attached hereto as Exhibit A.

³ The District had previously extended the contract dates for FRNs 1198570 and 1198522 from June 30, 2005 through September 30, 2005. USAC FORM 500 for FRNs 1198570 and 1198522 dated June 16, 2005, attached hereto as Exhibit B.

FORM 500 to USAC on August 26, 2005.⁴ The District requested a contract extension from September 30, 2005 to May 31, 2006. The contract extension was granted⁵ and SBC proceeded to complete the work.

In early November of 2005, SBC attempted to obtain reimbursement from USAC for \$93,858.68 (representing 90% of the total installation costs).⁶ When SBC was denied reimbursement in November of 2005, it advised the District to submit a written request to extend the service delivery deadline which apparently could only be accomplished by sending a written communication to USAC (one of the *only* situations that arise in the E-RATE program that does not require a form of some kind). On November 18, 2005, the District made such a request.⁷

USAC denied the District's November 18, 2005 request for an extension of the implementation deadline on February 14, 2006, stating as its reason for denial:

Request received after the FCC deadline for Implementation
Deadline Extension requests which was 9/30/2005.⁸

The District filed an Appeal of the Administrator's Decision to USAC on or about April 13, 2006, in which the District raised the same issues it is raising in this Appeal to the FCC.⁹

On or about May 26, 2006, USAC denied the District's Appeal.¹⁰

The District by way of *this* Appeal is requesting that the Commission excuse the misunderstandings and ministerial and clerical errors of the District and reverse USAC's

⁴ USAC FORM 500 dated August 26, 2005, attached hereto as Exhibit C.

⁵ USAC confirmed to the District by telephone the fact that the District's request for extension through May 31, 2006, had been granted. (Call case number 21-308044.)

⁶ SBC invoices dated November 3, 2005, attached hereto as Exhibit D.

⁷ Extension request sent via fax on or about November 21, 2005, attached hereto as Exhibit E.

⁸ USAC Administrator's Decision on Implementation Extension Request dated February 14, 2006, attached hereto as Exhibit F.

⁹ The Appeal was submitted electronically. A copy of the two letters of appeal submitted April 13, 2006, is attached hereto as Exhibit G.

¹⁰ Administrator's Decision on Implementation Extension Appeal dated May 26, 2006, attached hereto as Exhibit H.

Decisions and/or in the alternative, waive the FCC deadline for Implementation Deadline Extension requests so that the District (or service provider) can receive the 90% contribution (which has already been budged by USAC).

The relief requested would relieve the District of its obligation to pay the service provider the 90% or \$93,858.68. This amount comprises over 80% of the District's *entire* technology budget for this school year. This would directly and adversely impact the District's students, most of which are economically and socially disadvantaged. These students should not have to pay such a high price for the District's honest mistake and for the problems inherent in the complicated, convoluted and confusing manner in which the E-RATE program is being implemented.

ARGUMENT

A Waiver of the FCC Deadline for Implementation Deadline Extension Requests is Appropriate in This Matter Since the Need to Extend was Not Attributable to the District and the District Demonstrated Good Faith in Its Attempt to Comply.

Waiver is appropriate where special circumstances warrant a deviation from the general rule and such a deviation will serve the public interest.¹¹ In *Shiprock Alternative High School* ("*Shiprock*"), an alternative high school faced with installation delays beyond its control, attempted to extend the deadline for implementation by filing a Form 500 contract extension request. The high school did so under the mistaken belief that by extending the contract through filing Form 500, it was extending the deadline for delivery of services.

The Commission granted the high school's waiver request and inasmuch as the facts in District's case are nearly identical to those in *Shiprock*, the Commission should reach the same decision in *this* case.

Here, just as in *Shiprock*, the District was faced with similar installation delays that were beyond its control that were not as a result of any fault of the District. Also, here, as in *Shiprock*, the District attempted to extend the service delivery deadline by filing a FORM 500 request for a contract extension (*prior* to the service delivery deadline which demonstrates that District's intention was, in fact, to extend the service delivery deadline). As in *Shiprock*, the District took this action based upon bad advice it received from others. In addition, however, District's own examination of FORM 500 and particularly, the FORM 500 Instructions¹² themselves, led District to conclude that a contract extension request filed under FORM 500 would extend the

¹¹ *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969), *cert. denied*, 409 U.S. 1027 (1972).

¹² Instructions for Completing the Universal Service for Schools and Libraries Adjustment of Funding Commitment and Modification to Receipt of Service Confirmation Form (FCC Form 500), Approval by OMB 3060-0853, April 2000, attached hereto as Exhibit I.

service delivery deadline. For example, the very first statement after the title of the instructions for FORM 500 reads:

This form is used ONLY to adjust funding commitments and/or *modify the dates for receipt of services.* (Emphasis added.)

This language is repeated under the “**PURPOSE OF FORM**” paragraph of the instructions.

The FCC Form 500 Adjustment to Funding Commitment and Modification to Receipt of Service Confirmation Form is used . . . to inform the fund administrator . . . about a *modification in the beginning or ending date for services received during the funding year.* (Emphasis added.)

Similarly confusing language is found on the face of FORM 500 itself. Box 6 of FORM 500 states:

Contract Expiration Date: If you wish to change *the ending date for services.* This action will not result in more funding but you could combine it with a reduction in funding.¹³ (Emphasis added.)

To a lay person (and even to most professionals), these statements could reasonably be interpreted to mean that extending the Contract extends the date for services (meaning the date on which services must be *completed, i.e., delivered*). This coupled with the fact that almost *everything* else that can be accomplished under the E-RATE program requires some kind of form (*except* extending the service delivery deadline, which is arguably a more important action than many other actions for which certain forms are required) would lead a reasonable person (and in fact did lead the District) to believe that extending the “ending date for services” via FORM 500 would result in an extension of the “service delivery deadline.” The fact that there are several private consultant groups that solely specialize in assisting schools navigate the labyrinth that is the E-RATE program attests to the fact that the entire process has become overly complicated.

¹³ Just as FORM 500 makes it clear that requesting an extension of the contract date “will not result in more funding” it should also be noted in the form that “*This action will not result in an extension of the service delivery deadline*” and should provide information as to how and when a service delivery deadline extension request can be made.

**Granting the District's Requested Waiver is Consistent
With Section 254(h) of the Communications Act of 1934.¹⁴**

As the Commission in *Bishop Perry* held, providing relief from "ministerial, clerical and procedural errors" (such as those committed by District in *this* case) promotes the statutory requirements of section 254(h) by ensuring that eligible schools and libraries actually obtain access to discounted telecommunications and information services.

CONCLUSION

As a small, rural school district of humble means, Dos Palos - Oro Loma does not have the financial resources to employ consultants to assist it with its E-RATE activities, but instead the District relies upon a group of hardworking and well-intentioned staff to carry out this important function in addition to their other job duties.

It is in the District's, its students and the public's best interests that the promised funding that has *already* been budgeted by USAC be provided the District notwithstanding the honest mistake of the District in the context of its efforts to comply with a very complicated grant program.

Respectfully submitted,



CHRIS HIGLE

Attachments

¹⁴ 47 U.S.C. § 254(h). The Telecommunications Act of 1996, Pub. L. No. 104-104, 110 Stat. 56, amended the Communications Act of 1934.



Universal Service Administrative Company
Schools & Libraries Division

FUNDING COMMITMENT DECISION LETTER

(Funding Year 2004: 07/01/2004 - 06/30/2005)

January 11, 2005

Dr. Paul Chounet
DOS PALOS ORO LOMA JT UNIF S D
2041 ALMOND ST
DOS PALOS, CA 93620-2303

Re: Form 471 Application Number: 431418
Funding Year 2004: 07/01/2004 - 06/30/2005
Billed Entity Number: 144031
Applicant's Form Identifier: YR7 UPG LAN

Thank you for your Funding Year 2004 E-rate application and for any assistance you provided throughout our review. Here is the current status of the funding request(s) featured in the Funding Commitment Report at the end of this letter.

- The amount, \$305,998.00 is "Approved."
- The amount, \$188,343.79 is "As Yet Unfunded."

Please refer to the Funding Commitment Report on the page following this letter for specific funding request decisions and explanations.

The Important Reminders and Deadlines immediately preceding this letter are provided to assist you throughout the application process.

NEXT STEPS

- Review technology planning approval requirements
- Review CIPA Requirements
- File Form 486
- Invoice the SLD using the Form 474 (service providers) or Form 472 (Billed Entity)

FUNDING COMMITMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Report for the Form 471 application cited above. The enclosed report includes a list of the Funding Request Number(s) (FRNs) from your application. The SLD is also sending this information to your service provider(s) so preparations can be made to begin implementing your E-rate discount(s) after you file your Form 486. Immediately preceding the Funding Commitment Report, you will find a guide that provides a definition for each line of the Report.

TO APPEAL THIS DECISION:

If you wish to appeal the decision indicated in this letter, your appeal must be received by the SLD or postmarked withing 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which Funding Commitment Decision(s) you are appealing. Indicate the relevant funding year and the date

Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, New Jersey, 07981

Visit us online at: www.sld.universalservice.org

EXHIBIT A

of the FCDL. Your letter of appeal must also include the Billed Entity Name, the Form 471 Application Number, and the Billed Entity Number from the top of your letter.

3. When explaining your appeal, copy the language or text from the Funding Commitment Report that is at the heart of your appeal, to allow the SLD to more readily understand your appeal and respond appropriately. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We encourage the use of either the e-mail or fax filing options.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, sent to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use either the e-mail or fax filing options.

NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Universal Service Support Mechanism. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all such requirements. The SLD may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by the SLD, the applicant, or the service provider. The SLD, and other appropriate authorities (including but not limited to USAC and the FCC), may pursue enforcement actions and other means of recourse to collect erroneously disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

Schools and Libraries Division
Universal Service Administrative Company

A GUIDE TO THE FUNDING COMMITMENT REPORT

A report for each E-rate funding request from your application is attached to this letter. We are providing the following definitions for the items in that report.

FORM 471 APPLICATION NUMBER: The unique identifier assigned to a Form 471 application by the SLD.

FUNDING REQUEST NUMBER (FRN): A Funding Request Number is assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to applicants and service providers the status of individual funding requests submitted on a Form 471.

FUNDING STATUS: Each FRN will have one of the following definitions:

1. An FRN that is "Funded" is approved at the level that the SLD determined is appropriate for this FRN. The funding level will generally be the level requested unless the SLD determines during the application review process that some adjustment is appropriate.
2. An FRN that is "Not Funded" is one for which no funds were committed. The reason for the decision will be briefly explained in the "Funding Commitment Decision Explanation." An FRN may be "Not Funded" because the request does not comply with program rules, or because the total amount of funding available for this Funding Year was insufficient to fund all requests.
3. An FRN that is "As Yet Unfunded" reflects a temporary status that is assigned to an FRN when the SLD is uncertain at the time the letter is generated whether there will be sufficient funds to make commitments for requests for Internal Connections at a particular discount level. For example, if your application included requests for discounts on both Telecommunications Services and Internal Connections, you might receive a letter with funding commitments for your Telecommunications Services funding requests and a message that your Internal Connection requests are "As Yet Unfunded." You would receive one or more subsequent letters regarding the funding decision on your Internal Connections requests.

SERVICES ORDERED: The type of service ordered from the service provider, as shown on your Form 471.

SPIN (Service Provider Identification Number): A unique number assigned by the Universal Service Administrative Company to service providers seeking payment from the Universal Service Fund for participating in the universal service support mechanisms. A SPIN is also used to verify delivery of services and to arrange for payment.

SERVICE PROVIDER NAME: The legal name of the service provider.

CONTRACT NUMBER: The number of the contract between the eligible party and the service provider. This will be present only if a contract number was provided on your Form 471.

BILLING ACCOUNT NUMBER: The account number that your service provider has established with you for billing purposes. This will be present only if a Billing Account Number was provided on your Form 471.

SERVICE START DATE: The date services were reported to start for this FRN on your Form 471.

CONTRACT EXPIRATION DATE: The date the contract expires. This will be present only if a contract expiration date was provided on your Form 471.

SITE IDENTIFIER: The Entity Number listed in Form 471, Block 5, Item 22a. This will be present only for "site specific" FRNs.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE RECURRING CHARGES: Eligible monthly pre-discount amount approved for recurring charges multiplied by number of months of recurring service approved for the funding year.

ANNUAL PRE-DISCOUNT AMOUNT FOR ELIGIBLE NON-RECURRING CHARGES: Annual eligible non-recurring charges approved for the funding year.

PRE-DISCOUNT AMOUNT: Amount in Form 471, Block 5, Item 23I, as determined through the application review process.

DISCOUNT PERCENTAGE APPROVED BY THE SLD: The discount rate that the SLD has approved for this service.

FUNDING COMMITMENT DECISION: This represents the total amount of funding that the SLD has reserved to reimburse your service provider for the approved discounts for this service for this funding year. It is important that you and your service provider both recognize that the SLD should be invoiced and the SLD may direct disbursement of discounts only for eligible, approved services actually rendered.

FUNDING COMMITMENT DECISION EXPLANATION: This entry provides an explanation of the amount in the "Funding Commitment Decision."

FUNDING COMMITMENT REPORT

Form 471 Application Number: 431418
Funding Request Number: 1198307/ Funding Status: Funded
Services Ordered: Internal Connections
SPIN: 143004812 Service Provider Name: SBC Datacomm, Inc.
Contract Number: DPOLSD-11904-01
Billing Account Number: 624734
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$4,870.10
Pre-discount Amount: \$4,870.10
Discount Percentage Approved by the SLD: 87%
Funding Commitment Decision: \$4,236.99 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: The dollars requested were reduced to remove the ineligible portion of the PIX 525.

Funding Request Number: 1198390 Funding Status: As Yet Unfunded
Services Ordered: Internal Connections
SPIN: 143004812 Service Provider Name: SBC Datacomm, Inc.
Contract Number: DPOLSD-1190409
Billing Account Number: 624734
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Site Identifier: 107350
Annual Pre-discount Amount for Eligible Recurring Charges:
Annual Pre-discount Amount for Eligible Non-recurring Charges:
Pre-discount Amount:
Discount Percentage Approved by the SLD:
Funding Commitment Decision:

Funding Request Number: 1198479/ Funding Status: Funded
Services Ordered: Internal Connections
SPIN: 143004812 Service Provider Name: SBC Datacomm, Inc.
Contract Number: DPOLSD-1190410
Billing Account Number: 624734
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Site Identifier: 107349
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$71,767.78
Pre-discount Amount: \$71,767.78
Discount Percentage Approved by the SLD: 90%
Funding Commitment Decision: \$64,591.00 - FRN approved as submitted

Funding Request Number: 1198522 Funding Status: Funded
Services Ordered: Internal Connections
SPIN: 143004812 Service Provider Name: SBC Datacomm, Inc.
Contract Number: DPOLSD-1190411/
Billing Account Number: 624734
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Site Identifier: 107351
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$119,758.62
Pre-discount Amount: \$119,758.62
Discount Percentage Approved by the SLD: 90%
Funding Commitment Decision: \$107,782.76 - FRN approved as submitted

FUNDING COMMITMENT REPORT

Form 471 Application Number: 431418
Funding Request Number: 1198570 Funding Status: Funded
Services Ordered: Internal Connections
SPIN: 143004812 Service Provider Name: SBC Datacomm, Inc.
Contract Number: DPOLSD-1190412
Billing Account Number: 624734
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Site Identifier: 107355
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$45,497.81
Pre-discount Amount: \$45,497.81
Discount Percentage Approved by the SLD: 90%
Funding Commitment Decision: \$40,948.03 - FRN approved as submitted

Funding Request Number: 1198609 Funding Status: Funded
Services Ordered: Internal Connections
SPIN: 143004812 Service Provider Name: SBC Datacomm, Inc.
Contract Number: DPOLSD-1190413
Billing Account Number: 624734
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Site Identifier: 107347
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$19,520.95
Pre-discount Amount: \$19,520.95
Discount Percentage Approved by the SLD: 90%
Funding Commitment Decision: \$17,568.86 - FRN approved as submitted

Funding Request Number: 1199024 Funding Status: Funded
Services Ordered: Internal Connections
SPIN: 143004812 Service Provider Name: SBC Datacomm, Inc.
Contract Number: DPOLSD-1190407
Billing Account Number: 624734
Service Start Date: 07/01/2004
Contract Expiration Date: 06/30/2005
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$81,460.18
Pre-discount Amount: \$81,460.18
Discount Percentage Approved by the SLD: 87%
Funding Commitment Decision: \$70,870.36 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: The dollars requested were reduced to remove the ineligible portion of the Content Engine.

IMPORTANT REMINDERS & DEADLINES

Date: January 11, 2005
471 : 431418
BEN : 144031

The following information is provided to assist you throughout the application process. We recommend that you keep it in an easily accessible location and that you share it with the appropriate members of your organization.

FORM 486 DEADLINE - The Form 486 must be postmarked no later than 120 days after the Service Start Date you report on the Form 486 or no later than 120 days after the date of the Funding Commitment Decision Letter, whichever is later. If you are required to have a Technology Plan, that plan must be approved by the start of service for this funding year, you must indicate the SLD Certified Technology Approver who approved your plan and you must retain your approval letter and documentation of your monitoring of the progress toward your stated goals.

CHILDREN'S INTERNET PROTECTION ACT (CIPA) - You must be in compliance with CIPA and cannot request a waiver, if FY2004 is your Third Funding Year for the purposes of CIPA.

INVOICE DEADLINE - Invoices must be postmarked no later than 120 days after the last date to receive service - including extensions - or 120 days after the date of the Form 486 Notification Letter, whichever is later. Invoices should not be submitted until the invoiced products and services have been delivered and billed, and (for BEAR Forms) the provider has been paid.

OBLIGATION TO PAY NON-DISCOUNT PORTION - Applicants are required to pay the non-discount portion of the cost of the products and/or services. Service providers are required to bill applicants for the non-discount portion. The FCC has stated that requiring applicants to pay their share ensures efficiency and accountability in the program. If you are using a trade-in as part of your non-discount portion, please refer to the SLD web site.

RETAIN DOCUMENTATION - Applicants must retain documentation, including but not limited to, documents showing:

- compliance with all applicable competitive bidding requirements,
- products and/or services delivered (e.g., customer bills detailing make, model and serial number),
- resources necessary to make effective use of E-rate discounts, including the purchase of equipment such as workstations not eligible for support,
- the specific location of each item of E-rate funded equipment, and
- the applicant has paid the non-discount portion.

These documents must be retained and available for review for 5 years.

SUSPENSION AND DEBARMENT - Persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the Schools and Libraries Support Mechanism are subject to suspension and debarment from the program.

FREE SERVICES ADVISORY - Applicants and service providers are prohibited from using the Schools and Libraries Support Mechanism to subsidize the procurement of ineligible or unrequested products and services, or from participating in arrangements that have the effect of providing a discount level to applicants greater than that to which applicants are entitled.

Complete program information - including more information on these reminders - is posted to the Schools and Libraries Division (SLD) web site at www.sl.universalservice.org. You may also contact the SLD Client Service Bureau by e-mail using the "Submit a Question" link on the SLD web site, by fax at 1-888-276-8736 or by phone at 1-888-203-8100.

Universal Service for Schools and Libraries

Adjustment to Funding Commitment and Modification to Receipt of Service Confirmation Form

Estimated Average Burden Hours Per Response: 1.5 hours
(To be completed by Schools and Libraries or Consortia.)

Please read instructions before completing.

Form 500 Number
(unique identifying number assigned by applicant)

Block 1: Applicant Information

1. Name of Billed Entity Applicant (required) Dos Palos Oro Loma School District		2. Billed Entity Number (required) 144031	3. Funding Year (required) 2004-2005
4. Complete Mailing Address of Billed Entity Applicant (required)			
Street Address, P. O. Box or Route Number 2041 Almond Street	City Dos Palos	State CA	Zip Code 93620
10-Digit Phone Number 209-392-1340	Fax Telephone Number 209-392-0172	E-Mail Address chigle@dpol.net	
5. Contact Person Information			
Contact Person Name (required) Chris Higle			
Mailing Address (required if different from Item 4)			
Street Address, P. O. Box or Route Number	City	State	Zip Code
10-Digit Phone Number 209-392-1340	Fax Telephone Number	E-Mail Address	

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

NOTICE: The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the form will be used to inform the Schools and Libraries Division of the Universal Service Administrative Company that a billed entity, and/or the schools and libraries that it represents, wishes to reduce its funding commitment amount on the funding request number level, or has modified the beginning or ending date for services received during the funding year.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party in a proceeding before the body or has an interest in the proceeding.

If you do not provide the information requested on the form, your application may be returned without action or your application may be delayed.

The foregoing Notice is required by the Privacy Act of 1974, Pub. L. No. 93-579, December 31, 1974, 5 U.S.C. § 552, and the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, *et seq.*

Public reporting burden for this collection of information is estimated to average 1.5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden, to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, D.C. 20554.

Billed Entity Applicant's 500 Number (to be assigned by Fund Administrator) _____

Billed Entity Name **Dos Palos Oro Loma School Dist** Contact Name **Chris Hagle**

Billed Entity Number **144031** Contact Telephone Number **209-392-1340**

Block 2: Services Adjustment: Fill in one Block 2 for EACH Funding Request (FRN) affected. If you are submitting more than one Block 2, please number your pages 2A, 2B, 2C, etc. and write the number in the space provided here: Page 2 **2D**

6. Provide the following information about each service cited in your Form 471 Block 5, Discount Funding Request, [FRN] for which you want to take one of the following actions:

Remember: The FRNs listed on this form must be for the same Funding Year as listed in Item 3, Block 1.

New Start Date: If you wish to change the Funding Year Service Start Date you listed on a previously filed Form 486 in this funding year. This action will NOT result in more funding.

Contract Expiration Date: If you wish to change the ending date for services. This action will not result in more funding but you could combine it with a reduction in funding.

Cancel: If you wish to cancel a Funding Request Number. Please note: This action is irrevocable and the FRN can NOT be reinstated later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

Reduce: If you wish to reduce the amount of your funding commitment for a particular FRN. This action is irrevocable and the FRN can NOT be increased later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

The information required can be found in your Funding Commitment Decision Letter (FCDL) pertaining to the Funding Request (FRN) being affected.

To launch the submission of invoices for payment, please file **Form 486**.

IDENTIFICATION OF THE FRN TO BE ADJUSTED

(A) Form 471 Application Number (required): **431418**

(B) Funding Request Number (required): **1198570**

(C) Billing Account Number (required, if contained in your FCDL): **624734**

(D) Service Provider Name (required): **SBC Datacomm, Inc.**

(E) Service Provider SPIN (required): **143004812**

ADJUSTMENT TO FRN LISTED ABOVE:

(F) Service Start Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
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<input type="checkbox"/> Change Date		
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(G) Contract Expiration Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
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<input checked="" type="checkbox"/> Change Date		
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	06/30/2005	
--	-------------------	--

		09/30/2005
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(H) Cancel FRN	Original Commitment Amount:	New Commitment Amount:
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<input type="checkbox"/> Please Cancel		
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		\$0.00
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(I) Reduce FRN	Original Commitment Amount from FCDL:	New Commitment Amount AFTER Reduction:
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<input type="checkbox"/> Please Reduce		
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Billed Entity Name Dos Palos Oro Loma School Distr Contact Name Chris HigleBilled Entity Number 144031 Contact Telephone Number 209-392-1340**Block 3: Certification**

7. I certify that I am authorized to submit this Form on behalf of the above-named billed entity applicant, that I have examined this request, and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.
8. I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services.
9. I recognize that I may be audited pursuant to this application and will retain for five years any and all records that I rely upon to fill in this form.

10. Signature (original ink signature required)

11. Date (required)

06/16/05

12. Printed name of authorized person (required)

Chris Higle

13. Title or position of authorized person (required)

Information Systems Director

14. Telephone number of authorized person (required)

209-392-1340

15. E-Mail address of authorized person (required, if available)

chigle@dpol.net

16. Address of authorized person (required)

2041 Almond Street, Dos Palos, CA, 93620**A paper copy of this form, with an original signature in Block 3, Item 10 should be mailed to:**

SLD-Form 500
P. O. Box 7026
Lawrence, Kansas 66044-7026

If sent by express delivery services or U.S. Postal Service, Return Receipt Requested, the form should be mailed to:

SLD-Form 500
c/o Ms. Smith
3833 Greenway Drive
Lawrence, Kansas 66046
888-203-8100

Universal Service for Schools and Libraries

Adjustment to Funding Commitment and Modification to Receipt of Service Confirmation Form

Estimated Average Burden Hours Per Response: 1.5 hours
(To be completed by Schools and Libraries or Consortia.)

Please read instructions before completing.

Form 500 Number
(unique identifying number assigned by applicant)

Block 1: Applicant Information

1. Name of Billed Entity Applicant (required) Dos Palos Oro Loma School District	2. Billed Entity Number (required) 144031	3. Funding Year (required) 2004-2005
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4. Complete Mailing Address of Billed Entity Applicant (required)			
Street Address, P. O. Box or Route Number 2041 Almond Street	City Dos Palos	State CA	Zip Code 93620

10-Digit Phone Number 209-392-1340	Fax Telephone Number 209-392-0172	E-Mail Address chigle@dpol.net
--	---	--

5. Contact Person Information

Contact Person Name (required) **Chris Higle**

Mailing Address (required if different from Item 4)			
Street Address, P. O. Box or Route Number	City	State	Zip Code
10-Digit Phone Number 209-392-1340			

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

NOTICE: The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the form will be used to inform the Schools and Libraries Division of the Universal Service Administrative Company that a billed entity, and/or the schools and libraries that it represents, wishes to reduce its funding commitment amount on the funding request number level, or has modified the beginning or ending date for services received during the funding year.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party in a proceeding before the body or has an interest in the proceeding.

If you do not provide the information requested on the form, your application may be returned without action or your application may be delayed.

The foregoing Notice is required by the Privacy Act of 1974, Pub. L. No. 93-579, December 31, 1974, 5 U.S.C. § 552, and the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, *et seq.*

Public reporting burden for this collection of information is estimated to average 1.5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden, to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, D.C. 20554.

Billed Entity Applicant's 500 Number (to be assigned by Fund Administrator) _____

Billed Entity Name **Dos Palos Oro Loma School Dist** Contact Name **Chris Higle**

Billed Entity Number **144031** Contact Telephone Number **209-392-1340**

Block 2: Services Adjustment: Fill in one Block 2 for EACH Funding Request (FRN) affected. If you are submitting more than one Block 2, please number your pages 2A, 2B, 2C, etc. and write the number in the space provided here: Page 2 **2C**

6. Provide the following information about each service cited in your Form 471 Block 5, Discount Funding Request, [FRN] for which you want to take one of the following actions:

Remember: The FRNs listed on this form must be for the same Funding Year as listed in Item 3, Block 1.

New Start Date: If you wish to change the Funding Year Service Start Date you listed on a previously filed Form 486 in this funding year. This action will NOT result in more funding.

Contract Expiration Date: If you wish to change the ending date for services. This action will not result in more funding but you could combine it with a reduction in funding.

Cancel: If you wish to cancel a Funding Request Number. Please note: This action is irrevocable and the FRN can NOT be reinstated later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

Reduce: If you wish to reduce the amount of your funding commitment for a particular FRN. This action is irrevocable and the FRN can NOT be increased later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

The information required can be found in your Funding Commitment Decision Letter (FCDL) pertaining to the Funding Request (FRN) being affected.

To launch the submission of invoices for payment, please file **Form 486**.

IDENTIFICATION OF THE FRN TO BE ADJUSTED

(A) Form 471 Application Number (required): **431418**

(B) Funding Request Number (required): **1198522**

(C) Billing Account Number (required, if contained in your FCDL): **624734**

(D) Service Provider Name (required): **SBC Datacomm, Inc.**

(E) Service Provider SPIN (required): **143004812**

ADJUSTMENT TO FRN LISTED ABOVE:

(F) Service Start Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
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<input type="checkbox"/> Change Date		
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(G) Contract Expiration Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
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<input checked="" type="checkbox"/> Change Date		
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	06/30/2005	
--	-------------------	--

		09/30/2005
--	--	-------------------

(H) Cancel FRN	Original Commitment Amount:	New Commitment Amount:
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<input type="checkbox"/> Please Cancel		
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		\$0.00
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(I) Reduce FRN	Original Commitment Amount from FCDL:	New Commitment Amount AFTER Reduction:
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<input type="checkbox"/> Please Reduce		
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Do Not Write In This Area

Billed Entity Name **Dos Palos Oro Loma School Distr**

Contact Name **Chris Higle**

Billed Entity Number **144031**

Contact Telephone Number **209-392-1340**

Block 3: Certification

7. I certify that I am authorized to submit this Form on behalf of the above-named billed entity applicant, that I have examined this request, and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.
8. I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services.
9. I recognize that I may be audited pursuant to this application and will retain for five years any and all records that I rely upon to fill in this form.

10. Signature (original ink signature required)

11. Date (required)

06/16/05

12. Printed name of authorized person (required)

Chris Higle

13. Title or position of authorized person (required)

Information Systems Director

14. Telephone number of authorized person (required)

209-392-1340

15. E-Mail address of authorized person (required, if available)

chigle@dpol.net

16. Address of authorized person (required)

2041 Almond Street, Dos Palos, CA, 93620

A paper copy of this form, with an original signature in Block 3, Item 10 should be mailed to:

**SLD-Form 500
P. O. Box 7026
Lawrence, Kansas 66044-7026**

If sent by express delivery services or U.S. Postal Service, Return Receipt Requested, the form should be mailed to:

**SLD-Form 500
c/o Ms. Smith
3833 Greenway Drive
Lawrence, Kansas 66046
888-203-8100**

Universal Service for Schools and Libraries
Adjustment to Funding Commitment and
Modification to Receipt of Service Confirmation Form

Please read instructions before completing.

Estimated Average Burden Hours Per Response: 1.5 hours
(To be completed by Schools and Libraries or Consortia.)Form 500 Number
(unique identifying number assigned by applicant)**Block 1: Applicant Information**

1. Name of Billed Entity Applicant (required) Dos Palos Oro Loma School District		2. Billed Entity Number (required) 144031	3. Funding Year (required) 2004-2005
4. Complete Mailing Address of Billed Entity Applicant (required)			
Street Address, P. O. Box or Route Number	City	State	Zip Code
2041 Almond Street	Dos Palos	CA	93620
10-Digit Phone Number	Fax Telephone Number	E-Mail Address	
209-392-1340	209-392-0172	chigle@dpol.net	
5. Contact Person Information			
Contact Person Name (required) Chris Higle			
Mailing Address (required if different from Item 4)			
Street Address, P. O. Box or Route Number	City	State	Zip Code
10-Digit Phone Number	Fax Telephone Number	E-Mail Address	
209-392-1340			

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

NOTICE: The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the form will be used to inform the Schools and Libraries Division of the Universal Service Administrative Company that a billed entity, and/or the schools and libraries that it represents, wishes to reduce its funding commitment amount on the funding request number level, or has modified the beginning or ending date for services received during the funding year.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC, or (b) any employee of the FCC; or (c) the United States Government, is a party in a proceeding before the body or has an interest in the proceeding.

If you do not provide the information requested on the form, your application may be returned without action or your application may be delayed.

The foregoing Notice is required by the Privacy Act of 1974, Pub. L. No. 93-579, December 31, 1974, 5 U.S.C. § 552, and the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, *et seq*.

Public reporting burden for this collection of information is estimated to average 1.5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden, to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, D.C. 20554.

Billed Entity Applicant's 500 Number (to be assigned by Fund Administrator) _____

Billed Entity Name **Dos Palos Oro Loma School Dist** Contact Name **Chris Hagle**

Billed Entity Number **144031** Contact Telephone Number **209-392-1340**

Block 2: Services Adjustment: Fill in one Block 2 for EACH Funding Request (FRN) affected. If you are submitting more than one Block 2, please number your pages 2A, 2B, 2C, etc. and write the number in the space provided here: Page 2 **2A**

6. Provide the following information about each service cited in your Form 471 Block 5, Discount Funding Request, [FRN] for which you want to take one of the following actions:

Remember: The FRNs listed on this form must be for the same Funding Year as listed in Item 3, Block 1.

New Start Date: If you wish to change the Funding Year Service Start Date you listed on a previously filed Form 486 in this funding year. This action will NOT result in more funding.

Contract Expiration Date: If you wish to change the ending date for services. This action will not result in more funding but you could combine it with a reduction in funding.

Cancel: If you wish to cancel a Funding Request Number. Please note: This action is irrevocable and the FRN can NOT be reinstated later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

Reduce: If you wish to reduce the amount of your funding commitment for a particular FRN. This action is irrevocable and the FRN can NOT be increased later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

The information required can be found in your Funding Commitment Decision Letter (FCDL) pertaining to the Funding Request (FRN) being affected.

To launch the submission of invoices for payment, please file Form 486.

IDENTIFICATION OF THE FRN TO BE ADJUSTED

(A) Form 471 Application Number (required): **431418**

(B) Funding Request Number (required): **1198307**

(C) Billing Account Number (required, if contained in your FCDL): **624734**

(D) Service Provider Name (required): **SBC Datacomm, Inc.**

(E) Service Provider SPIN (required): **143004812**

ADJUSTMENT TO FRN LISTED ABOVE:

(F) Service Start Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input type="checkbox"/> Change Date		
(G) Contract Expiration Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input checked="" type="checkbox"/> Change Date	09/30/2005	05/31/2006
(H) Cancel FRN	Original Commitment Amount:	New Commitment Amount:
<input type="checkbox"/> Please Cancel		\$0.00
(I) Reduce FRN	Original Commitment Amount from FCDL:	New Commitment Amount AFTER Reduction:
<input type="checkbox"/> Please Reduce		

Billed Entity Name Dos Palos Oro Loma School Dist. Contact Name Chris Hagle
Billed Entity Number 144031 Contact Telephone Number 209-392-1340

Block 2: Services Adjustment: Fill in one Block 2 for EACH Funding Request (FRN) affected. If you are submitting more than one Block 2, please number your pages 2A, 2B, 2C, etc. and write the number in the space provided here: Page 2 2B

6. Provide the following information about each service cited in your Form 471 Block 5, Discount Funding Request, [FRN] for which you want to take one of the following actions:

Remember: The FRNs listed on this form must be for the same Funding Year as listed in Item 3, Block 1.

New Start Date: If you wish to change the Funding Year Service Start Date you listed on a previously filed Form 486 in this funding year. This action will NOT result in more funding.

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The information required can be found in your Funding Commitment Decision Letter (FCDL) pertaining to the Funding Request (FRN) being affected.

To launch the submission of invoices for payment, please file Form 486.

IDENTIFICATION OF THE FRN TO BE ADJUSTED

- (A) Form 471 Application Number (required): **431418**
(B) Funding Request Number (required): **1198479**
(C) Billing Account Number (required, if contained in your FCDL): **624734**
(D) Service Provider Name (required): **SBC Datacomm, Inc.**
(E) Service Provider SPIN (required): **143004812**

ADJUSTMENT TO FRN LISTED ABOVE:

(F) Service Start Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input type="checkbox"/> Change Date		
(G) Contract Expiration Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input checked="" type="checkbox"/> Change Date	09/30/2005	05/31/2006
(H) Cancel FRN	Original Commitment Amount:	New Commitment Amount:
<input type="checkbox"/> Please Cancel		\$0.00
(I) Reduce FRN	Original Commitment Amount from FCDL:	New Commitment Amount AFTER Reduction:
<input type="checkbox"/> Please Reduce		

Billed Entity Name Dos Palos Oro Loma School Dist. Contact Name Chris Hagle

Billed Entity Number 144031 Contact Telephone Number 209-392-1340

Block 2: Services Adjustment: Fill in one Block 2 for EACH Funding Request (FRN) affected. If you are submitting more than one Block 2, please number your pages 2A, 2B, 2C, etc. and write the number in the space provided here: Page 2 2C

6. Provide the following information about each service cited in your Form 471 Block 5, Discount Funding Request, [FRN] for which you want to take one of the following actions:

Remember: The FRNs listed on this form must be for the same Funding Year as listed in Item 3, Block 1.

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The information required can be found in your Funding Commitment Decision Letter (FCDL) pertaining to the Funding Request (FRN) being affected.

To launch the submission of invoices for payment, please file **Form 486**.

IDENTIFICATION OF THE FRN TO BE ADJUSTED

(A) Form 471 Application Number (required): **431418**

(B) Funding Request Number (required): **1198522**

(C) Billing Account Number (required, if contained in your FCDL): **624734**

(D) Service Provider Name (required): **SBC Datacomm, Inc.**

(E) Service Provider SPIN (required): **143004812**

ADJUSTMENT TO FRN LISTED ABOVE:

(F) Service Start Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
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<input type="checkbox"/> Change Date		
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(G) Contract Expiration Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
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<input checked="" type="checkbox"/> Change Date		
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09/30/2005

05/31/2006

(H) Cancel FRN	Original Commitment Amount:	New Commitment Amount:
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<input type="checkbox"/> Please Cancel		\$0.00
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(I) Reduce FRN	Original Commitment Amount from FCDL:	New Commitment Amount AFTER Reduction:
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<input type="checkbox"/> Please Reduce		
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Billed Entity Name Dos Palos Oro Loma School Dist. Contact Name Chris Hagle
Billed Entity Number 144031 Contact Telephone Number 209-392-1340

Block 2: Services Adjustment: Fill in one Block 2 for EACH Funding Request (FRN) affected. If you are submitting more than one Block 2, please number your pages 2A, 2B, 2C, etc. and write the number in the space provided here: Page 2 2D

6. Provide the following information about each service cited in your Form 471 Block 5, Discount Funding Request, [FRN] for which you want to take one of the following actions:

Remember: The FRNs listed on this form must be for the same Funding Year as listed in Item 3, Block 1.

New Start Date: If you wish to change the Funding Year Service Start Date you listed on a previously filed Form 486 in this funding year. This action will NOT result in more funding.

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The information required can be found in your Funding Commitment Decision Letter (FCDL) pertaining to the Funding Request (FRN) being affected.

To launch the submission of invoices for payment, please file **Form 486**.

IDENTIFICATION OF THE FRN TO BE ADJUSTED

- (A) Form 471 Application Number (required): **431418**
(B) Funding Request Number (required): **1198570**
(C) Billing Account Number (required, if contained in your FCDL): **624734**
(D) Service Provider Name (required): **SBC Datacomm, Inc.**
(E) Service Provider SPIN (required): **143004812**

ADJUSTMENT TO FRN LISTED ABOVE:

(F) Service Start Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input type="checkbox"/> Change Date		
(G) Contract Expiration Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input checked="" type="checkbox"/> Change Date	09/30/2005	05/31/2006
(H) Cancel FRN	Original Commitment Amount:	New Commitment Amount:
<input type="checkbox"/> Please Cancel		\$0.00
(I) Reduce FRN	Original Commitment Amount from FCDL:	New Commitment Amount AFTER Reduction:
<input type="checkbox"/> Please Reduce		

Billed Entity Name Dos Palos Oro Loma School Dist. Contact Name Chris Hagle

Billed Entity Number 144031 Contact Telephone Number 209-392-1340

Block 2: Services Adjustment: Fill in one Block 2 for EACH Funding Request (FRN) affected. If you are submitting more than one Block 2, please number your pages 2A, 2B, 2C, etc. and write the number in the space provided here: Page 2 2E

6. Provide the following information about each service cited in your Form 471 Block 5, Discount Funding Request, [FRN] for which you want to take one of the following actions:

Remember: The FRNs listed on this form must be for the same Funding Year as listed in Item 3, Block 1.

New Start Date: If you wish to change the Funding Year Service Start Date you listed on a previously filed Form 486 in this funding year. This action will NOT result in more funding.

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Reduce: If you wish to reduce the amount of your funding commitment for a particular FRN. This action is irrevocable and the FRN can NOT be increased later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

The information required can be found in your Funding Commitment Decision Letter (FCDL) pertaining to the Funding Request (FRN) being affected.

To launch the submission of invoices for payment, please file **Form 486**.

IDENTIFICATION OF THE FRN TO BE ADJUSTED

(A) Form 471 Application Number (required): **431418**

(B) Funding Request Number (required): **1198609**

(C) Billing Account Number (required, if contained in your FCDL): **624734**

(D) Service Provider Name (required): **SBC Datacomm, Inc.**

(E) Service Provider SPIN (required): **143004812**

ADJUSTMENT TO FRN LISTED ABOVE:

(F) Service Start Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input type="checkbox"/> Change Date		
(G) Contract Expiration Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input checked="" type="checkbox"/> Change Date	09/30/2005	05/31/2006
(H) Cancel FRN	Original Commitment Amount:	New Commitment Amount:
<input type="checkbox"/> Please Cancel		\$0.00
(I) Reduce FRN	Original Commitment Amount from FCDL:	New Commitment Amount AFTER Reduction:
<input type="checkbox"/> Please Reduce		

Billed Entity Name Dos Palos Oro Loma School Dist. Contact Name Chris Hagle

Billed Entity Number 144031 Contact Telephone Number 209-392-1340

Block 2: Services Adjustment: Fill in one Block 2 for EACH Funding Request (FRN) affected. If you are submitting more than one Block 2, please number your pages 2A, 2B, 2C, etc. and write the number in the space provided here: Page 2 2F

6. Provide the following information about each service cited in your Form 471 Block 5, Discount Funding Request, [FRN] for which you want to take one of the following actions:

Remember: The FRNs listed on this form must be for the same Funding Year as listed in Item 3, Block 1.

New Start Date: If you wish to change the Funding Year Service Start Date you listed on a previously filed Form 486 in this funding year. This action will NOT result in more funding.

Contract Expiration Date: If you wish to change the ending date for services. This action will not result in more funding but you could combine it with a reduction in funding.

Cancel: If you wish to cancel a Funding Request Number. Please note: This action is irrevocable and the FRN can NOT be reinstated later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

Reduce: If you wish to reduce the amount of your funding commitment for a particular FRN. This action is irrevocable and the FRN can NOT be increased later. This action would allow money to be put back into the Universal Service fund for possible commitment to other applicants.

The information required can be found in your Funding Commitment Decision Letter (FCDL) pertaining to the Funding Request (FRN) being affected.

To launch the submission of invoices for payment, please file Form 486.

IDENTIFICATION OF THE FRN TO BE ADJUSTED

(A) Form 471 Application Number (required): 431418

(B) Funding Request Number (required): 1199024

(C) Billing Account Number (required, if contained in your FCDL): 624734

(D) Service Provider Name (required): SBC Datacomm, Inc.

(E) Service Provider SPIN (required): 143004812

ADJUSTMENT TO FRN LISTED ABOVE:

(F) Service Start Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input type="checkbox"/> Change Date		
(G) Contract Expiration Date	Original Date (mm/dd/yyyy):	New Date (mm/dd/yyyy):
<input checked="" type="checkbox"/> Change Date	<u>09/30/2005</u>	<u>05/31/2006</u>
(H) Cancel FRN	Original Commitment Amount:	New Commitment Amount:
<input type="checkbox"/> Please Cancel		<u>\$0.00</u>
(I) Reduce FRN	Original Commitment Amount from FCDL:	New Commitment Amount AFTER Reduction:
<input type="checkbox"/> Please Reduce		


Do Not Write in This Area

Billed Entity Name Dos Palos Oro Loma School Dist Contact Name Chris Hagle

Billed Entity Number 144031 Contact Telephone Number 209-392-1340

Block 3: Certification

7. I certify that I am authorized to submit this Form on behalf of the above-named billed entity applicant, that I have examined this request, and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.
8. I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services.
9. I recognize that I may be audited pursuant to this application and will retain for five years any and all records that I rely upon to fill in this form.

10. Signature (original ink signature required) 	11. Date (required) 08/26/2005
12. Printed name of authorized person (required) Chris Hagle	
13. Title or position of authorized person (required) Information Systems Director	
14. Telephone number of authorized person (required) 209-392-1340	
15. E-Mail address of authorized person (required, if available) chagle@dpol.net	
16. Address of authorized person (required) 2041 Almond Street, Dos Palos, CA, 93620	

A paper copy of this form, with an original signature in Block 3, Item 10 should be mailed to:

**SLD-Form 500
P. O. Box 7026
Lawrence, Kansas 66044-7026**

If sent by express delivery services or U.S. Postal Service, Return Receipt Requested, the form should be mailed to:

**SLD-Form 500
c/o Ms. Smith
3833 Greenway Drive
Lawrence, Kansas 66046
888-203-8100**



EXHIBIT D



PURCHASE ORDER NO.	PAYMENT TERMS	INVOICE DATE
--------------------	---------------	--------------

051359

NET 30

9-Nov-05

SOLD TO:

REMIT PAYMENT TO:

SHIP ID: 1000

Dos Palos Oro Loma USD
2152 Almond St
Dos Palos, CA 93620

CUSTOMER NO.

INVOICE NUMBER

LOCATION CH-473

316877

21 SEP 77 051250Z 01

87-1419

1100022

BILL OF MATERIALS

SUBTOTAL	\$	78,863.00
TAX	\$	2,602.82
SHIPPING & HANDLING	\$	-
TOTAL	\$	81,465.82
ERATE DISCOUNT 90%	\$	(73,319.24)
BALANCE DUE	\$	8,146.58

BALANCE DUE 8.146.58

REMIT TO:

Account Services

SBC DataComm

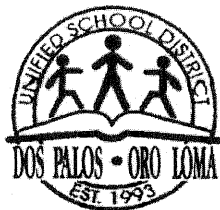
Please call: 1-800-278-8287

P.O. BOX 5069

SAGINAW, MI 48605-5069

Note:

*****This original invoice is subject exclusively to SBC DataComm's terms & conditions including those limiting warranties.



INFORMATION SYSTEMS DEPARTMENT

DOS PALOS-ORO LOMA JOINT UNIFIED SCHOOL DISTRICT

2041 Almond Street

Dos Palos, California 93620

Phone (209) 392-1340

Fax (209) 392-0172

FAX COVER SHEET

TO: Schools and Libraries Division FROM: Chris Hagle

FAX: 973-599-6542 DATE: 11-21-05

PHONE: _____ PAGES: 3

RE: Service Delivery Deadline Extension Request

☐ Urgent ☐ For Review ☐ Please Comment ☒ Please Reply ☐ Please Recycle

Comments:

Contact:

Chris Hagle

209-392-1390

chagle@dpol.net

November 18, 2005

Funding Year 2004: (7/1/2004 – 6/30/2005)

Jos Palos Oro Loma Joint Unified School District (BEN#144031)

FRN # 1198522 Total cost of project \$ 107,782.76

We are requesting an extension to our service delivery deadline because our service provider, SBC Data Comm (spin#143004812), was unable to complete delivery and installation for reasons (construction delay issues) beyond their control.

The total costs per project are listed above. The projects on these FRNs can not be considered functional prior to the delivery and installation of these items.

Respectfully submitted,

Chris Higle

Jos Palos – Oro Loma JUSD

Director of Information Systems

209) 392-1340

chigle@dpol.net

November 18, 2005

Funding Year 2004: (7/1/2004 – 6/30/2005)

Dos Palos Oro Loma Joint Unified School District (BEN#144031)
FRN # 1198570 Total cost of project \$ 40,948.03

We are requesting an extension to our service delivery deadline because our service provider, SBC Data Comm (spin#143004812), was unable to complete delivery and installation for reasons (construction delay issues) beyond their control.

The total costs per project are listed above. The projects on these FRNs can not be considered functional prior to the delivery and installation of these items.

Respectfully submitted,
Chris Higle
Dos Palos – Oro Loma JUSD
Director of Information Systems
(209) 392-1340
chigle@dpol.net

November 18, 2005

Funding Year 2004: (7/1/2004 – 6/30/2005)

Dos Palos Oro Loma Joint Unified School District (BEN#144031)

FRN # 1198479 Total cost of project \$ 64,591.00

We are requesting an extension to our service delivery deadline because our service provider, SBC Data Comm (spin#143004812), was unable to complete delivery and installation for reasons (construction delay issues) beyond their control.

The total costs per project are listed above. The projects on these FRNs can not be considered functional prior to the delivery and installation of these items.

Respectfully submitted,
Chris Higle
Dos Palos – Oro Loma JUSD
Director of Information Systems
(209) 392-1340
chigle@dpol.net

TRANSMISSION VERIFICATION REPORT

TIME : 11/19/2005 06:58
NAME :
FAX :
TEL :
SER.# : BROHLJ578464

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

11/19 06:58
919735995542
00:00:45
04
OK
STANDARD
ECM



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Implementation Extension Request

February 14, 2006

Chris Higle
Dos Palos Oro Loma Joint Unified School District
2041 Almond Street
Dos Palos, CA 93620-2303

471 Application Number: 431418
Funding Request Number(s): 1198522, 1198570, 1198479
Your Correspondence Dated: November 18, 2005

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your implementation extension request. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your request included more than one 471 Application, please note that for each application you will receive a separate determination letter.

FRN(s): 1198522, 1198570, 1198479
Decision on Appeal: **Denied in full**

Explanation: Request received after the FCC deadline for Implementation Deadline Extension requests which was 9/30/2005.

In accordance with the FCC Report and Order (FCC 01-195) released on June 29, 2001, the Administrator may grant an extension of time for the implementation of non-recurring services if the implementation is delayed for circumstances beyond the named service provider's control. You have been unable to establish such circumstances.

TO APPEAL THIS DECISION:

If you wish to appeal a decision in this letter, your appeal must be received by the SLD or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

100 South Jefferson Road, P.O. Box 902, Whippany, NJ 07981
Visit us online at: <http://www.universalservice.org/sl/>

1. Include the name, address, telephone number, fax number, and e-mail address for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Include the following to identify the decision letter and the decision you are appealing:
 - appellant name,
 - applicant or service provider name,
 - BEN and/or SPIN,
 - Form 471 and FRN
 - invoice number as assigned by the SLD,
 - "Administrator's Decision on Invoice Deadline Extension Request" dated 02/14/2006, **AND**
 - the exact text or the decision that you are appealing.
3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.
4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by the SLD's decision. If you are a service provider, please provide a copy of your appeal to the applicant affected by the SLD's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to the SLD by e-mail, use the "Submit a Question" feature on the web site at www.universalservice.org/sl/. Click "Continue," choose "Appeals" from the Topics Inquiry on the lower portion of your screen, and click "Go" to begin your appeal submission. The system will prompt you through the process. The SLD will automatically reply to incoming e-mails to confirm receipt.

To submit your appeal to the SLD by fax, fax your appeal to (973) 599-6542.

To submit your appeal to the SLD on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Division
100 South Jefferson Road
P.O. Box 902
Whippany, NJ 07981

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal.

We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted in the Reference Area of our web site. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 2nd Street SW, Washington, DC 20554.

Schools and Libraries Division
Universal Service Administrative Company

cc: Alice Martinez, SBC Datacomm, Inc.

Dos Palos - Oro Loma JUSD

BEN# 144031

471# 431418

FRN# 1198522

Chris Higle, Information Systems Director
2041 Almond Street
Dos Palos, CA 93620
209-392-1340
chigle@dpol.net

April 13, 2006

Letter of Appeal
Schools Libraries Division
100 South Jefferson Road
P.O. Box 902
Whippany, NJ 07981

Administrator's Decision on Invoice Deadline Extension Request dated 2/14/2006

"Explanation: Request received after the FCC deadline for Implementation Deadline Extension requests which was 9/30/2005."

"In accordance with FCC Report and Order (FCC 01-195) released on June 29, 2001, the Administrator may grant an extension of time for implementation of non-recurring services if the implementation is delayed for circumstances beyond the named service provider's control. You have been unable to establish such circumstances."

Dear Sir or Madam:

We are requesting that the SLD re-consider the decision based on the following rationale and approve our request to extend the Implementation Deadline to 05/31/06.

On 8/26/2005 we filled FCC - Form 500 to extend the contract expiration date of FRN **1198522** from 09/30/2005 to 05/31/2006, which has been granted. At that time, we were un-aware that an additional Implementation Extension Request was needed to extend the implementation time line. In fact, after speaking with other colleagues our interpretation is that the contract end date and implementation end date should be the same for non-recurring services. The point being if you file a Form 500 to extend the contract date you are, in-fact extending your implementation date. An Implementation Extension Request was filled on November 18, 2005 with USAC Schools & Libraries Division after we became aware by the vendor that this additional step was needed. The request was denied based on being received after the 9/30/2005 deadline. I believe by filling the Form 500 prior to the 09/30/2005 deadline shows due diligence on our part and that we intended to follow deadline rules.

If the request is not granted the financial impact for our school district would be great. The vendor is now requesting we pay for the remaining discount amounts. This equates to nearly \$94,000 and would account for about 80% of our technology budget for next school year. Our school district setting is rural serving mainly disadvantaged students, a set back like this would cause a ripple effect in our schools.

Your assistance in this matter is greatly appreciated. Please feel free to contact me if you have any questions.

Sincerely,

Chris Higle
Information Systems Director

Dos Palos - Oro Loma JUSD
BEN# 144031
471# 431418
FRN# 1198570

Chris Higle, Information Systems Director
2041 Almond Street
Dos Palos, CA 93620
209-392-1340
chigle@dpol.net

April 13, 2006

Letter of Appeal
Schools Libraries Division
100 South Jefferson Road
P.O. Box 902
Whippany, NJ 07981

Administrator's Decision on Invoice Deadline Extension Request dated 2/14/2006

"Explanation: Request received after the FCC deadline for Implementation Deadline Extension requests which was 9/30/2005."

"In accordance with FCC Report and Order (FCC 01-195) released on June 29, 2001, the Administrator may grant an extension of time for implementation of non-recurring services if the implementation is delayed for circumstances beyond the named service provider's control. You have been unable to establish such circumstances."

Dear Sir or Madam:

We are requesting that the SLD re-consider the decision based on the following rationale and approve our request to extend the Implementation Deadline to 05/31/06.

On 8/26/2005 we filled FCC - Form 500 to extend the contract expiration date of FRN **1198570** from 09/30/2005 to 05/31/2006, which has been granted. At that time, we were un-aware that an additional Implementation Extension Request was needed to extend the implementation time line. In fact, after speaking with other colleagues our interpretation is that the contract end date and implementation end date should be the same for non-recurring services. The point being if you file a Form 500 to extend the contract date you are, in-fact extending your implementation date. An Implementation Extension Request was filled on November 18, 2005 with USAC Schools & Libraries Division after we became aware by the vendor that this additional step was needed. The request was denied based on being received after the 9/30/2005 deadline. I believe by filling the Form 500 prior to the 09/30/2005 deadline shows due diligence on our part and that we intended to follow deadline rules.

If the request is not granted the financial impact for our school district would be great. The vendor is now requesting we pay for the remaining discount amounts. This equates to nearly \$94,000 and would account for about 80% of our technology budget for next school year. Our school district setting is rural serving mainly disadvantaged students, a set back like this would cause a ripple effect in our schools.

Your assistance in this matter is greatly appreciated. Please feel free to contact me if you have any questions.

Sincerely,

Chris Higle
Information Systems Director



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Implementation Extension Appeal

May 26, 2006

Chris Higle
Dos Palos Oro Loma Joint Unified School District
2041 Almond Street
Dos Palos, CA 93620-2303

Re: Your appeal of the denial of your implementation extension request

471 Application Number: 431418
Funding Request Number(s) 1198479, 1198522, 1198570
Correspondence Dated: April 14, 2006

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company has made its decision in regard to your appeal.

Funding Request Number(s): 1198479, 1198522, 1198570
Decision on Appeal: **Denied in full**
Explanation:

In your appeal, you state that you filed an FCC Form 500 to extend your contract expiration date(s) from September 30, 2005 to May 31, 2005 for FRNs 1198479, 1198522 and 11985570. At the time, you were not aware that an additional Implementation Deadline Extension was needed to extend the implementation time line. You contend that the contract date and implementation date extensions should be the same for non-recurring services. On November 18, 2005, when you became aware that an additional step was needed, you filed an Implementation Deadline Extension which was denied based on being after the September 30, 2005 deadline.

Administrative procedures related to the payment of support for discounted services establish deadlines for service providers to deliver services/products to the applicant. The administrator provides an extension of the deadline under certain conditions. Those conditions are documented in the Reference area on the SLD website. (See Service Delivery Deadlines and Extension Requests for more information.). In accordance with FCC Report and Order (FCC

100 South Jefferson Road, P.O. Box 902, Whippany, New Jersey 07981
Visit us online at: www.usac.org/sl

EXHIBIT H

01-195) released on June 29, 2001, in order to provide additional time to implement contracts or agreements with service providers for non-recurring services, applicants must submit documentation to the Administrator requesting relief on or before the original non-recurring services deadline.

Your appeal has not brought forth clear information establishing that application for relief was made prior to this deadline. Therefore, your appeal is denied.

If you believe there is a basis for further examination of your application, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

Thank you for your continued support of and participation in the E-rate program.

Schools and Libraries Division
Universal Service Administrative Company

cc:
Alice Martin
SBC Datacomm, Inc.
2600 North Central Expressway, Room 6.5007
Richardson, TX 75080

**Universal Service for Schools and Libraries
Receipt of Service Confirmation Form**

Estimated Average Burden Hours Per Response: 1.5 hours

**Instructions for Completing the
Universal Service for Schools and Libraries
Adjustment of Funding Commitment and
Modification to Receipt of Service Confirmation Form (FCC Form 500)**

This form is used ONLY to adjust funding commitments and/or modify the dates for receipt of services. You are still required to file a Form 486 to notify the SLD that your Service Provider(s) are permitted to begin submitting invoices to the SLD.

NOTICE

NOTICE: This form is required to inform the fund administrator, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company, that the eligible entity participating in the universal service support mechanism wishes to reduce its funding commitment amount on the Funding Request Number (FRN) level, or has modified the beginning or ending date for services received during the funding year. The collection of information stems from the Federal Communications Commission's (FCC) authority under Section 254 of the Communications Act of 1934, as amended. 47 U.S.C. § 254. The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of a FCC statute, regulation, rule or order, your application may be referred to the federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when: (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party in a proceeding before the body or has an interest in the proceeding.

If you do not provide the information we request on the form, the fund administrator may delay processing of your application or may return your application without action.

The foregoing Notice is required by the Privacy Act of 1974, Pub. L. No. 93-579, December 31, 1974, 5 U.S.C. § 552, and the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. §§ 3501, *et seq.*

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid control number.

Public reporting burden for this collection of information is estimated to average 1.5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this

burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden, to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, D.C. 20554. DO NOT SEND COMPLETED FORMS TO THIS ADDRESS.

PURPOSE OF FORM

The FCC Form 500 Adjustment to Funding Commitment and Modification to Receipt of Service Confirmation Form is used by the billed entity applicant who filed a FCC Form 471 on behalf of an eligible school, library, library consortium or consortium of multiple entities, and who received a commitment of funds to inform the fund administrator, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company, that it wishes to reduce the funding commitment amount on the Funding Request Number (FRN) level, or about a modification in the beginning or ending date for services received during the funding year.

The Form 500 must be filed to accomplish the following:

- To adjust the Funding Year Service Start Date reported on a previously filed Form 486 for this Funding Year
- To adjust the Contract Expiration Date listed on your Form 471 application for this Funding Year
- To cancel irrevocably and totally a Funding Request Number (FRN)
- To reduce irrevocably the amount of a Funding Request Number (FRN)

Throughout these Instructions, the billed entity applicant will be referred to as “applicant” or “billed entity” or “you.” A billed entity applicant may be a school, school district, library, library consortium or consortium of multiple entities, or an entity filing on their behalf. The same applicant that filed the Form 471 application should be identified as the applicant for the Form 500.

The applicant must submit the relevant information on a Form 500 for each Funding Request Number approved by the SLD that is affected by a change. The FRNs cited on this Form 500 must be based on the Funding Commitment Decision Letter(s) issued by the fund administrator.

Cancellations or reductions of a funding commitment cannot be made until the SLD receives a completed Form 500. The SLD will send a written notification to a service provider to acknowledge receipt of a Form 500 for each FRN for which the service provider’s SPIN is listed. You may end up owing the service provider for discounts issued prior to the service provider’s receipt of the Form 500 notification canceling or reducing such discounts.

FILING REQUIREMENTS AND GENERAL INSTRUCTIONS

Who Must File the Form 500?

The billed entity representing a school, school district, library, library consortium, or consortium of multiple entities who completed and submitted the FCC Form 471, Services Ordered and Certification Form, to which this Form 500 relates, must be the entity filing the Adjustment to Funding Commitment and Modification of Receipt of Service Confirmation Form (Form 500) with the SLD. Your Funding Commitment Decision Letter from the SLD cites your Entity Number, which you must also record in Block 1, Item 2 of this form.

How Many Form(s) 500 to File?

1. The billed entity applicant may choose to submit one Form 500 setting forth the required information for each FRN on a separate Block 2. Alternatively, the billed entity applicant may choose to submit a separate Form 500 for each affected FRN. When deciding whether to file multiple Form 500 applications or a single Form 500 containing the information for multiple FRNs, the applicant should consider that it is possible to enter multiple Blocks 2 each covering one FRN, all under the same Form 500.
2. Is all of the information necessary to complete successfully the Form 500 available? If any of the information required for a particular FRN is missing, the applicant should submit a separate Form 500 for the particular FRN in question. In order for your Form 500 to be accepted for processing, all components of information are required to be completed, unless expressly noted as optional. If required information is missing or an invalid entry is made, your Form 500 may be rejected and returned to you without being accepted and processed.

When to File?

You may file a Form 500 no earlier than the receipt of a Funding Commitment Decision Letter from the SLD. You should file a Form 500 within ten (10) business days of new circumstances requiring adjustment of FRNs.

Where to File?

The Form 500 must be filed manually by completing and mailing *an originally signed form to: SLD-Form 500, P.O. Box 7026, Lawrence, KS 66044-7026*. Alternatively, for those applicants using express delivery services or U.S. Postal Service Return Receipt, applicants should use the following address: **SLD-Form 500, c/o Ms. Smith, 3833 Greenway Drive, Lawrence, KS 66046, 888-203-8100**. Please note that this address is different from the address used for mailing the Form 470 and Form 471 applications.

Note: **DO NOT FILE THIS OR ANY OTHER UNIVERSAL SERVICE FORM WITH THE FEDERAL COMMUNICATIONS COMMISSION. THIS FORM MAY NOT BE FILED ELECTRONICALLY.**

Compliance.

Anyone filing false information is subject to penalties for false statements, including fine or forfeiture, under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.

All of the information required in the Form 500 must be completed, in order for this Form to be accepted by the fund administrator for processing. A valid entry must be submitted on the Form 500 for each component of information required. These Instructions set forth the requirements for a valid entry. If you have any questions about completing this Form, please visit the SLD Web Site at <www.sl.universalservice.org> and if you have remaining questions, please contact the SLD Client Service Bureau at 1-888-203-8100, before submitting the Form. **If the Form is not properly completed, the Form may be rejected and returned to you.**

Where to Get More Information?

You may call the SLD Client Service Bureau at **1-888-203-8100**, send an E-mail to **question@universalservice.org** or a fax to **1-888-276-8736** for more information on how to complete this or other universal service forms. Information and detailed guidance is also available on the Schools and Libraries Division's web site at <<http://www.sl.universalservice.org>>.

SPECIFIC INSTRUCTIONS

Type or clearly print in the spaces provided. Applicants may attach additional pages if necessary. It is not necessary to include all changed Funding Request Numbers from one Form 471 on one Form 500; nor is it necessary to limit the Form 500 to one Funding Commitment Decision Letter. However, in the rare event that you have more than one Billed Entity Number as identified in more than one Funding Commitment Decision Letter, you must complete a separate Form 500 for each Billed Entity Number. Note also that only one funding year can be featured on a Form 500.

Form 500 Application Number: Please assign this Form 500 a unique number of your own choosing (which could be as simple as "#1") to identify it and distinguish it from other Forms 500 that you may submit to the fund administrator. The fund administrator will use this unique number to specifically identify this Form 500 when communicating with you about it.

A. Block 1: Applicant Information

Block 1 of Form 500 asks you for your address and basic identification information. "You" refers to the applicant – a school, school district, library, library consortium or consortium of multiple entities, or entity filing on their behalf.

Item (1) - Provide your name as indicated on the corresponding Funding Commitment Decision Letter. You may be an individual school, school district, library, library consortium or a consortium of multiple entities, including a school district, a county, a city, a state, or an entity created solely as an agent for eligible entities to participate in this universal service discount mechanism.

Item (2) - Provide the Billed Entity Number as it appears on your Funding Commitment Decision Letter for the corresponding Form 471. **Please be sure to obtain this information from your Funding**

Commitment Decision Letter, as the information may have been reported differently in your Form 471 application.

Item (3) - Provide the funding year for which your funds were approved, e.g., "07/01/2000 – 06/30/2001." The funding year you supply here must be the same as the funding year contained in your Funding Commitment Decision Letter for the corresponding Form 471. The 2000 funding year runs from July 1, 2000 through June 30, 2001. Each subsequent funding year is expected to begin on July 1 of that year. Cite only one funding year in this item.

Item (4) - Provide your organization's full mailing address, whether a street address, Post Office Box number, or route number; 10-digit telephone number including the area code; fax number; and e-mail address.

Item (5) - Provide the name of the person who should be contacted with questions about this form. The contact person must be able to answer questions in a timely manner regarding the information included in this form and the eligible services that have been, will be or are being provided. Provide the mailing address for the contact person, and phone number, fax number and e-mail address if different from the address information in Item (4). If the mailing address for the contact person is left blank or incomplete, the address and phone number of the applicant will be filled in for the address and telephone number of the contact person.

B. Block 2: Services Adjustment:

Block 2 of Form 500 asks you to provide information about the application number, funding request number, billing account number as well as the changes being made (cancel, reduce, change start date, change contract expiration date). Please complete a Block 2 for EACH Funding Request Number (FRN) affected. For each Block 2 that you complete, please number your pages, such as 2A, 2B, 2C, etc. and provide the number in the space provided in block 2.

Item (6) – Information to complete Rows A – E will be contained on the Funding Commitment Decision Letter (FCDL) sent to you by the SLD.

Rows (A), (B), (C), (D) and (E)

The applicant must provide the following information for columns (A), (B), (C), (D), and (E). All of this information must be obtained from the SLD Funding Commitment Decision Letter.

(A) 471 Application Number;

(B) Funding Request Number (FRN) for the services affected;

(C) Billing Account Number (required, if contained in your FCDL);

(D) Service Provider Name;

(E) Service Provider SPIN.

Row (F)

Service Start Date: Use this row if you wish to change the Funding Year Service Start Date from a **previously filed Form 486** for this funding year. If you are simply trying to indicate that you have started services or to report a service start date different from the date indicated in the FCDL, please file a Form 486 (and NOT a Form 500). Check the box and fill in the dates. The Original Date column should be used to enter the Funding Year Service Start Date you entered on your latest previously filed Form 486. The new Service Start Date cannot be before July 1 of the relevant funding year. The change in Funding Year Service Start Date will NOT result in an increase in funding. The New Funding Year Service Start Date must be provided in month, day and four-digit year (mm/dd/yyyy) format.

Row (G)

Contract Expiration Date: Use this row if you wish to change the contract expiration date, based on early termination or an extension of the contract. Check the box and fill in the dates. An extension date may be entered, if and only if, the amount of the funding commitment is NOT increased; the type of services received pursuant to the Funding Request Number remains the same; the extension is within the funding year or within an extension period authorized by the Federal Communications Commission; and such extension is acceptable under state and local procurement rules and regulations. This information must be provided in month, day and four-digit year (mm/dd/yyyy) format.

Row (H)

Cancel FRN: Use this row if you wish to cancel a Funding Request Number **completely** (for the total amount, for the whole approved funding period). This action is irrevocable. Check the box and write in the Original Commitment Amount which is shown on your Funding Commitment Decision Letter (FCDL). The New Commitment Amount is already filled in with \$0.00. You may use this row if you have decided not to purchase services after all. For example, if you had a Funding Request Number for T-1 telecommunication service and you decided not to install that service. Canceling the Funding Request Number would allow money to be put back in the Universal Service fund for possible commitment to other applicants. **It is important to discuss cancellation with your service provider so that prompt action can be taken to avoid inappropriate payments (or discounts) being made.**

Row (I)

Reduce FRN: Use this row if you wish to report to us lower costs, perhaps because you will obtain fewer products or services or **partially** cancel a Funding Request Number, such as a cancellation part way through the funding year. This action is irrevocable; the post-reduction amount may not be increased at a later date. Check the box and write in the Original Commitment Amount as shown on your Funding Commitment Decision Letter (FCDL) and the New Commitment Amount AFTER Reduction. Reducing the commitment would allow money to be put back in the Universal Service fund for possible commitment to other applicants. **It is important to discuss reduction with your service provider so that prompt action can be taken to avoid inappropriate payments (or discounts) being made.**

C. Block 3: Certification

Item (7) - Certify that the individual signing on behalf of the applicant is authorized to submit the information contained in the Form 500 Receipt of Service Confirmation Form on behalf of the eligible entities receiving eligible services. The individual signing on behalf of the applicant must certify that the information contained in Form 500 is true to the best of his or her knowledge, information and belief.

Persons knowingly making false statements on this form can be punished by fine, forfeiture, or imprisonment under federal law.

Item (8) – Certify that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services.

Item (9) – Certify to your recognition that you may be audited pursuant to this application and will retain for five years any and all records that you rely upon to complete this form.

Item (10) - The signature of the authorized person certifying to the accuracy of the information contained in Form 500 on behalf of the applicant is required in this block. **Please note that it is essential that the ORIGINAL INK SIGNATURE be provided to the fund administrator. Photocopies of signatures are NOT acceptable.**

Item (11) - Enter the date the Form 500 was signed. This date must include the month, day and year.

Item (12) - Print the name of the authorized person certifying the information contained in Form 500 on behalf of the applicant.

Item (13) - Enter the title or position of the authorized person certifying the information contained in Form 500 on behalf of the applicant.

Item (14) - Enter the telephone number of the authorized person certifying the information contained in Form 500 on behalf of the applicant. This information is required in order to expedite any communications that may be necessary between the authorized person responsible for signing the Form 500 and the fund administrator.

Item (15) – Enter the e-mail address (if available) of the authorized person certifying the information contained in Form 500 on behalf of the applicant. This component is required, if available, in order to expedite any communications that may be necessary between the authorized person responsible for signing the Form 500 and the fund administrator.

Item (16) - Enter the address (including street address, PO Box, or route no.; city; state and zip code) of the authorized person certifying the information contained in Form 500 on behalf of the applicant.

Submit completed forms to:

**SLD-Form 500
P.O. Box 7026
Lawrence, Kansas 66044-7026**

For express delivery services or U.S. Postal Service, Return Receipt Requested:

SLD-Form 500

c/o Ms. Smith

3833 Greenway Drive

Lawrence, Kansas 66046

888-203-8100

REMINDERS

- If you are starting services (rather than making a change to a service start date that you already informed the SLD about), please file a Form 486 **instead** of this Form 500.
- All applicants participating in Universal Service for Schools and Libraries must file Form 500 within ten (10) business days after the decision is made to make one of the covered adjustments or modifications to a Funding Request Number, but no sooner than the date of receipt of the Funding Commitment Decision Letter.
- The person authorized to provide the information required by Form 500 on behalf of a school, library, or consortium must sign and date Form 500.
- Provide data for all required information items. If you choose not to complete an information item that is optional, please leave the item blank.

PROOF OF SERVICE

(Code Civ. Proc. § 1013a(3))

STATE OF CALIFORNIA, COUNTY OF SACRAMENTO

I am employed in the County of Sacramento, State of California. I am over the age of 18 years and am not a party to the within action; my business address is 555 Capitol Mall, Suite 645, Sacramento, CA 95814.

On July 25, 2006, I served the following document(s) described as **LETTER TO FEDERAL COMMUNICATION COMMISSION DATED JULY 25, 2006 IN THE MATTER OF REQUEST FOR REVIEW OF DECISIONS OF THE UNIVERSAL SERVICE ADMINISTRATOR AND REQUEST FOR WAIVER OF FCC DEADLINES BY DOS PALOS - ORO LOMA JOINT UNIFIED SCHOOL DISTRICT** on the interested parties in this action as follows:

by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

SBC Datacomm, Inc.

Agent For Service of Process:

C T Corporation System

818 West Seventh Street

Los Angeles, CA 90017

USAC Administrator

Letter Of Appeal

Schools and Libraries Division

Correspondence Unit

100 South Jefferson Road

P.O. Box 902

Whippany, NJ 07981

- ☒ **BY MAIL:** I deposited such envelope in the mail at Sacramento, California. The envelope(s) was mailed with postage thereon fully prepaid. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. It is deposited with U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
- ☐ **BY OVERNIGHT COURIER:** I sent such document(s) on July 25, 2006, by with postage thereon fully prepaid at Sacramento, California.
- ☐ **BY FAX:** I sent such document by use of facsimile machine telephone number (916) 447-4333. Facsimile cover sheet and confirmation is attached hereto indicating the recipients' facsimile number and time of transmission pursuant to California Rules of

Court Rule 2008(e). The facsimile machine I used complied with California Rules of Court Rule 2003(3) and no error was reported by the machine.

☐ **BY PERSONAL SERVICE:** I delivered such envelope by hand to the offices of the addressee(s).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on July 25, 2006, at Sacramento, California.


TAMI M. MERRYWEATHER